

CRIMINAL DOCKET - U.S. District Court

U.S.

(LAST, FIRST, MIDDLE)

Case Filed
Mo. Day Yr.

Docket No. Def.

PO ☐ 417-7-1706
Misd. ☐
Felony ☒ District Off Judge/Magistr.

☐ WRIT
☐ JUVENILE
☐ ALIAS
OFFENSE ON INDEX CARD

VS. HASLEY URIAH RICHARDS
a/k/a John Ashley

09 01 92
No. of
18 Def's

00028 05

I. CHARGES

U.S. TITLE/SECTION	OFFENSES CHARGED	ORIGINAL COUNTS	DISM. NG	GUILTY HOLD
21:846	conspiracy to distribute crack cocaine (Ct. 1)	1	<input type="checkbox"/>	<input type="checkbox"/>
18:1952 & 18:2	use of a communication facility in interstate commerce; aiding & abetting (Ct. 20)	1	<input type="checkbox"/>	<input type="checkbox"/>

II. KEY DATE

INTERVAL ONE	END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL)	END INTERVAL TWO
KEY DATE EARLIEST OF arrest sum'ns custody appears on complaint	KEY DATE 9/1/92 APPLICABLE Indictment filed/unsealed consent to Magr. trial on complaint Information Felony-W/waiver	KEY DATE APPLICABLE 1st appears on pending charge /R40 Receive file R20/21 Supsdg: Ind Inf Order New trial Remand G/P Withdrawn

1st appears with or waives counsel	ARRAIGNMENT	1st Trial Ended	RE-TRIAL	2nd Trial Began	DISPOSITION DATE	SENTENCE DATE	PTD Nolle Pros.	FINAL CHARGES DISMISSED on S.T. grounds	on def motion on gov't motion

Show last names and suffix numbers of other defendants on same indictment/information:

ATTORNEYS	U.S. Attorney or Asst.	David P. Folmar, Jr.	Defense:	2 Ret.	3 Waived.	4 Self.	5 Non / Other.	6 PD.	7 CD
<p>Det Hrg set for 9/24/92</p> <p>FEDERAL CUSTODY</p> <p>FPD will appt</p> <p>Carl L. Tilghman</p> <p>P. O. Box 748</p> <p>Beaufort, NC 28516</p> <p>728-2099</p> <p>728-8400</p>									
<p>70 days up: 12-1-92</p> <p>90 days up: 12-21-92</p>									
<p>Case 7:92-cr-00028-BR Document 79 Filed 09/01/92 Page 1 of 4</p>									

IV. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

RULE	20	21	40	In	Out
BAIL • RELEASE					
PRE-INDICTMENT					
Release Date					
Bail Denied	<input type="checkbox"/> Fugitive				
AMOUNT SET	<input type="checkbox"/> Pers. Rec.				
\$	<input type="checkbox"/> PSA				
Date Set	<input type="checkbox"/> 10% Dep.				
<input type="checkbox"/> Bail Not Made	<input type="checkbox"/> Surety Bnd				
Date Bond Made	<input type="checkbox"/> Collateral				
	<input type="checkbox"/> 3rd Prty				
	<input type="checkbox"/> Other				
POST-INDICTMENT					
Release Date					
Bail Denied	<input type="checkbox"/> Fugitive				
AMOUNT SET	<input type="checkbox"/> Pers. Rec.				
\$	<input type="checkbox"/> PSA				
Date Set	<input type="checkbox"/> 10% Dep.				
<input type="checkbox"/> Bail Not Made	<input type="checkbox"/> Surety Bnd				
Date Bond Made	<input type="checkbox"/> Collateral				
	<input type="checkbox"/> 3rd Prty				
	<input type="checkbox"/> Other				
APPEALS FEE PAYMENTS					

DATE		Yr	Docket No	Def.	<input checked="" type="checkbox"/> MASTER DOCKET - MULTIPLE DEFENDANT CASE <input type="checkbox"/> PROCEEDINGS DOCKET FOR SINGLE DEFENDANT		PAGE <input type="text"/> OF <input type="text"/>		VI EXCLUDABLE DELAY			LETTER CODES
DOCUMENT NO.									Start Date End Date	Ltr Code	Total Days	
	92		00028	05								
					V. PROCEEDINGS							
					(OPTIONAL) Show last names of defendants							
					HASLEY URIAH RICHARDS a/k/a John Askley							
9/1/92	1.				INDICTMENT, filed lc: USA; PTS; USM; PO: Fay: NB: Wilm: EC: Judge Britt; Judge Fox; M/J Dixon; McCotter & Mason (Denson does not want copy)							
9/1/92					REQUEST FOR ISSUANT OF WARRANT BY USA. - detention is recommended -							
9/2/92					ISSUED WARRANT FOR ARREST OF DEFT. - orig. & 1 USM; lc:USA							ag
9/19/92					MAGISTRATE'S PAPERS from EDNC							ag
9/22/92	--				INITIAL APPEARANCE in Ral before USMJ Denson - Recorded - deft present w/counsel - Govt moves for deten - advised of charges, max punish and rights - Deft req court appted counsel							vp
	2.				ORDER appting court assigned counsel (Denson) - lc: USA, PTS, FPD w/file							vp
	3.				ORDER OF TEMPORARY DETENTION PENDING HEARING PURSUANT TOBAIL REFORM ACT - deten hrg set for 9/24/92 at 3:00 in Ral before USMJ Denson (Denson) - lc: Denson, USA, PTS, USM, Joyce (2)							vp
9/23/92	--				Pretrial Scheduling Report to McCotter							vp
	--				ISSUED NOTICE TO CONT DET HRG TO 9/25/92 at 10:00 in Ral before USMJ Denson - lc: Denson, USA, PTS, USM, Atty Perry, Joyce (2)							vp
9/25/92	4.				ORDER ON PRETRIAL SCHEDULING - discovery by 10/12/92 motions by 10/22/92 responses by 11/2/92 (McCotter, M/J) lc: USA, FPD and Judge Britt							st
9/28/92	5.				ORDER ON PRETRIAL DETENTION - Deft. ordered detained (Alexander B. Denson, M/J CR OB #13 P 93) lc: USA & counsel for det. (ent. 9/28/92)							ag
**9/25/92	--				DETEN HRG in Ral before USMJ Denson - Recorded - Deft present w/counsel - Govt presented evidence thru sworn testimony - Deft ordered detained							vp
					70 days up: 12/1/92							
					70 days up: 12/16/92 with excludable time through 10/29/92							
11/10/92					ISSUED NOTICE TO APPEAR FOR ARRAIGNMENT & TRIAL ON MONDAY, NOVEMBER 30, 1992 AT 9:00 A. M. BEFORE JUDGE BRITT - IN RALEIGH 7TH FLOOR - Courtroom #2							2g
11/10/92					Marshals return on Warrant for arerst - executed 9/15/92							ag
11/24/92	6				ORDER MOTION FOR CONTINUANCE from 11/30/92 in Raleigh before Judge Britt - Motion allowed There having been no motion for severance, the trial date of all co-defts. is continued. The case is rescheduled for trial on Monday, 1/4/93 - It has come to the attention of the court that some of the defts. have tentatively entered into plea agreements with the govt. Case 7:92-cr-00028-BR Document 79 Filed 09/01/92 Page 2 of 4							11-30-92 1-4-93
					contact the clerk's office for the purpose of scheduling a hearing on the plea on Monday, 12/14/92 in Raleigh							35

For identifying periods of excludable delay per 18 USC 3161 (h) (Sections in brackets)

A. Exam or hearing for mental/physical incapacity (18 USC 4244) ((1)(A))

B. NARA exam (18 USC 2902) ((1)(B))

C. State/Fed/proceedings on other charges ((1)(D))

D. Interlocutory appeal ((1)(E))

E. Pretrial motion (from filing to hearing or to other prompt disposition) ((1)(F))

F. Transfer from other district per FRCrP 20.21 or 40 or Mag. Rule 6a ((1)(G))

G. Proceedings under advisement, not to exceed 30 days, after all necessary submissions filed and hearings completed ((1)(J))

H. Misc. proceedings: arraignment, parole/probation, revocation, Deportation, extradition ((1))

I. Deferral of prosecution (per 28 USC 2902) ((1)(C))

J. Transportation from another district or to/from examination or hospitalization in 10 days or ((1)(H))

K. Consideration by Court of proposed plea agreement ((1)(I))

L. Prosecution deferred by mutual agreement ((2))

M. Unavailability of defendant or essential witness ((3)(A,B))

N. Period of mental/physical incompetence of def. to stand trial ((4))

O. Period of NARA commitment/treatment ((5))

P. Superseding indictment and/or new charges ((6))

Q. Def. awaiting trial of co-defendant & no severance has been granted ((7))

T. Continuances granted per (h)(8) use "T" alone if more than one of the following reasons (T1 thru T4) is given in support of continuance ((8)(A,B))

T1 Failure to continue would stop further proceedings or result in miscarriage of justice ((8)(B,iii))

T2 Case unusual or complex ((8)(B,ii))

T3 Indictment for arrest can't be filed in 30 days ((8)(B,vi))

T4 Continuance granted to obtain or submit evidence, or give reasonable time to prepare ((8)(B,iv))

U. Time up to withdrawal guilty plea, 3161(i)

W. Grand Jury indictment time extended 30 more days, 3161(b)

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

HASLEY URIAH RICHARDS
a/k/a John Ashley

92-28-05-CR-7

AO 256A

Yr. Docket No. Def.

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
	(Document No.)				
	70 days up: 1/20/93 w/excludable time through 1/4/93				
12/2/92	ISSUED NOTICE TO APPEAR FOR ARRAIGNMENT & TRIAL ON MONDAY, DECEMBER 14, 1992 AT 9:00 A. M. in Raleigh before Judge Osteen - Courtroom #2 - 7th Floor lc: USA & counsel for deft.	ag			
12/14/92	At Raleigh - C. R. Donna Tomawski - Judge Osteen Arraigned Guilty - Count 1 (deft. not a citizen of US) Deft. sworn - competent Rule 11 conducted Mem. of plea agreemnt - conditionally approved SENT: 4/5/93 - Raleigh (no risk of flight or danger to community)	ag			
3/9/93	ISSUED NOTICE TO APPEAR FOR SENTENCING ON MONDAY, APRIL 5, 1993 AT 9:00 A. M. in RALEIGH, N. C. BEFORE JUDGE BRITT COURTROOM #2 - 7TH Floor lc: USAtty. & counsel for deft.				
3-26-93	MEMO TO COUNSEL RE SENTENCING SCHEDULE.	wsc			ag
3/30/93	7. SENTENCING MEMORANDUM lcy: jduge Britt	ag			
4/2/93	8. GOVERNMENT'S SENTENCING MEMORANDUM lcy: Judge Britt				
4/5/93	Per Judge Britt in Open Court on Monday, 4/5/93 - sentencing continued until 5/6/93				
4/16/93	ISSUED NOTICE TO APPEAR FOR SENTENCING ON THURSDAY, MAY 6, 1993 at 9:00 A. M. in Raleigh before Judge Britt - Courtroom #2 7th Floor lc: USA & Cousnel for deft.	ag			
5/11/93	JUDGMENT AND COMMITMENT - 120 months impr. - 5 years supervised release - special conditions - S. A. \$50.00 Fine \$1,000.00 - denial of federal benefits (W. Earl Britt, Judge Cr OB # 14 P 44) lc: USA, PO. 3 USM. 1 deft. Atty. Tilghman (ent. 5/11/93)	ag			
8-12-93	RETURN ON J&C:: exc'd on 6-16-93 by DUSM-Sutcliffe @ FCI-Dunbury.	wsvc			
3-9-94	GOVERNMENT MOTION FOR DOWNWARD DEPARTURE FOR SUBSTANTIAL ASSISTANCE:: cc: J. Britt (set for 4-18-94 in Ral.)	wsxc			
4-1-94	NOTICE :: to all parties to be present for hrg. re motion for departure on 4-18-94 at 9:00 a.m. in Raleigh before J. Britt cc: USA, USPO, USM, J.Britt, counsel,	wsc			
4/5/94	MOTION TO CONTINUE HEARINGS ON MOTIONS FOR DOWNWARD DEPARTURE w/cs - lc: Judge Britt sr		4/5/94		

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

AO 256A

DATE	PROCEEDINGS (continued)	V. EXCLUDABLE DELAY			
		(a)	(b)	(c)	(d)
4-6-94	ORDER:: (Britt) hrg. re rule 35 is cont'd pending further order of the court. cc: USA, USPO, USM, counsel, OB. 15 pg. 103		wsc		
11-22-94	USA MOTION FOR HEARING:: w. cs. cc: J. Britt. tentaviely set for 1-3-95 (re: motions for departure)		wsc		
12-13-94	NOTICE:: to all parties re hearing on motions for departure on Tuesday, 1-3-95 @ 9:00 a.m. in Raleigh before J. Britt - courtroom 2- 7th Floor.		wsc		
12-16-94	AMENDED NOTICE:: continuing the departure hearing to 1-12-95 in Raleigh before J. Britt in courtroom 2 - 7th floor. cc: all parties.		wsc		
12-20-94	SECOND AMENDED NOTICE:: changing hearing on departrue to 8:00 a.m. on 1-13-95 instead of 9:00 a.m.		wsc		
1-13-95	AT RALEIGH BEFORE JUDGE BRITT:: reporter - Donna Tomawski deft. present w/counsel for hearing re departure motion Motion is allowed				
1-13-95	ORDER(Britt) the original Judgment of this court dated 6-May 1993 is amended by striking 120 mths BOP time & inserting in leiu thereof 60 mths and striking the denial of benefits cc:USA, USPO, USM, PTS, J. Britt, counsel, Dept. of Justice OB. 1 pg. 66		wsc		
5/8/96	MOTION TO AMEND JUDGMENT AND COMMITMENT ORDER - lc: USA and Judge Britt vp				
5-30-96	USA RESPONSE IN OPPOSITION TO 5-8-96 MOTION::		wsc		
5-30-96	Case file to J. Britt for ruling.				
6/3/96	ORDER denying deft's motion to amend Judgement and Committment (BRITT) - lc: deft and USA BR OB 4 p. 109		vp		